



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

Paper No. 6

ROBERT BENNETT  
TOWNSEND AND TOWNSEND AND CREW LLP  
TWO EMBARCADERO CENTER 8TH FLOOR  
SAN FRANCISCO CALIFORNIA 94111-3834

**COPY MAILED**

**APR 30 2001**

**OFFICE OF PETITIONS  
A/C PATENTS**

In re Reissue Application of :  
Bustamante et al. :  
Reissue Application No. 09/662,741 :  
Filed: September 14, 2000 :  
Original Patent No. 5,809,431 :  
Issue Date: September 15, 1998 :  
For: LOCAL MULTIPONT DISTRIBUTION :  
SYSTEM :  
:

ON PETITION

This is a decision on the petition under 37 CFR 1.183 filed April 2, 2001, under 37 CFR 1.183 requesting waiver of 37 CFR § 1.172 which requires that the assignee of the entire interest agree to the filing of this reissue application, and acceptance of the reissue application as filed.

The petition is granted to the extent infra.

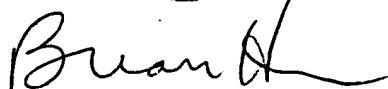
As noted in MPEP 1410.01, where the written consent of all the assignees of the patent cannot be obtained, the filing of the reissue application, on petition, may be accepted. It appears that, in this case, there is but one assignee of the entire interest, but the ultimate successor in title is not yet known to petitioner. As further noted in § 1410.01, however:

The reissue application can then be examined, but will not be allowed or issued without the consent of all the assignees as required by 37 CFR 1.172.

The examiner may proceed with the examination of this case, but is reminded to notify applicant in his first Office action as to the lack, on the record, of the consent of the assignee(s) of the entire interest, and to require compliance with 37 CFR 1.172 in the manner set forth in MPEP 1410.01.

This filing of this reissue application is accepted without the consent of the assignee and is being returned to the Office of Initial Patent Examination (OIPE) for further processing.

Telephone inquiries related to this decision should be directed to the undersigned at (703) 305-1820. Inquiries related to OIPE processing should be directed to (703) 308-1202.



Brian Hearn  
Senior Petitions Examiner  
Office of Petitions  
Office of the Assistant Commissioner  
for Patent Examination Policy